IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE S.SIRI JAGAN

WEDNESDAY, THE 19TH DECEMBER 2007 / 28TH AGRAHAYANA 1929

WP(C).No. 33855 of 2007(E)

PETITIONER:

U.K.ABHILASH, S/O. U.DIVAKARAN,
AGED 30 YEARS, PEON, PADANNAKKARA BASIC U.P.
SCHOOL, PINARAYI, KANNUR DISTRICT.

BY ADV. SRI.V.A.MUHAMMED

RESPONDENTS:

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1. THE STATE OF KERALA, REPRESENTED BY
THE SECRETARY TO GOVERNMENT,
GENERAL EDUCATION DEPARTMENT, SECRETARIAT,
TRIVANDRUM.

2. THE DIRECTOR OF PUBLIC INSTRUCTION,
JAGATHY, TRIVANDRUM.

3. THE DISTRICT EDUCATIONAL OFFICER,
THALASSERY, KANNUR DISTRICT.

4. THE ASSISTANT EDUCATIONAL OFFICER,
THALASSERY NORTH SUB DISTRICT, KANNUR DISTRICT.

5. THE MANAGER,
PADANNAKKARA BASIC U.P.SCHOOL, PINARAYI,
KANNUR DISTRICT.

6. SRI. K.E.SREEDHARAN,
UPPER PRIMARY SCHOOL ASSISTANT (LEAVE VACANCY),
PADANNAKKARA BASIC U.P.SCHOOL, PINARAYI,
KANNUR DISTRICT.

7. THE HEADMASTER,
PADANNAKKARA BASIC U.P.SCHOOL, PINARAYI,
KANNUR DISTRICT.

BY ADV. SRI.R.K.MURALEEDHARAN
SRI.M.V.BOSE
SRI.VINOD MADHAVAN
SMT.NISHA BOSE
SRI.K.E.HAMZA
SENIOR GOVERNMENT PLEADER, SRI.T.T.MUHAMOOD

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 19/12/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

W.P.(C) NO.33855/2007/E

APPENDIX

PETITIONER'S EXHIBITS:

EXT. P-1: COPY OF THE DECISION REPORTED IN 2004 (2) K.L.T. 899.

EXT. P-2: COPY OF THE JUDGMENT OF THIS HON'BLE COURT IN W.P.(C) NO.18486/2006-A.

EXT. P-3: COPY OF THE ORDER NO.3695/2006 OF THE ASST. EDL. OFFICER.

EXT. P4: COPY OF THE JUDGMENT OF THIS HON'BLE COURT IN W.P.(C) NO.9299 OF 2007-F.

EXT. P5: COPY OF THE ORDER NO.B5/3799/07/K.DIS. OF THE DIST. EDL. OFFICER.

EXT. P6: COPY OF THE SENIORITY LIST.

EXT. P7: COPY OF THE ORDER NO.G4/25762/07/DPI OF THE 2ND RESPONDENT.

EXT. P8: COPY OF THE G.O.(MS) NO.275/99/G.EDN. OF THE GOVERNMENT.

EXT. P9: COPY OF THE GOVT. LETTER NO. 35528/J3/04/G.EDN. OF THE GOVERNMENT.

EXT. P10: COPY OF THE GOVT. LETTER NO.17607/J3/2007/G.EDN. OF THE GOVERNMENT.

EXT. P11: COPY OF THE G.O.(MS) NO.133/2007/G.EDN. OF THE GOVERNMENT.

EXT. P12: COPY OF THE TEACHERS ATTENDANCE REGISTER (1989 JULY).

EXT. P13: COPY OF THE -DO- (MARCH 1998).

EXT. P14: COPY OF THE PARTICULARS OF STAFF 1997-98 DATED 30-05-2007.

EXT. P15: COPY OF THE COUNTER AFFIDAVIT FILED IN W.P.(C) NO.9299/2007-F DATED 04-06-2007.

EXT. P16: COPY OF THE REVISION PETITION FILED BEFORE THE GOVERNMENT DATED 7-12-2007.

/TRUE COPY/

P.A. TO JUDGE

JP

S.SIRI JAGAN, J.

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W.P.(C) No. 33855 of 2007(E)

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Dated this the 19th day of December, 2007

JUDGMENT

The petitioner is challenging Ext.P7 order passed by the Director of Public Instruction. Against the same, as per the KER a revision lies before the 1st respondent-Government. Petitioner has filed such a revision as per Ext.P16. The petitioner now confines his relief for a direction to the 1st respondent to consider and pass appropriate orders on Ext.P16 expeditiously.

2. I have heard the counsel for the petitioner, the learned Government Pleader and the counsel appearing for 5th respondent. In the facts and circumstances of the case, there would be a direction to the 1st respondent to consider and pass appropriate orders on Ext.P16, as expeditiously as possible, at any rate, within three months from the date of receipt of a copy of this judgment after affording an opportunity of being heard to

all parties concerned.

The writ petition is disposed of as above.

Sd/-
S.SIRI JAGAN,
JUDGE

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